

**Maine Revised Statutes**  
**Title 12: CONSERVATION**  
**Chapter 605: GENERAL DEPARTMENT ACTIVITIES**

**§6073. EXCLUSIVITY; PROHIBITION OR INTERFERENCE**

**1. Exclusivity.** Each lease for aquaculture shall be exclusive for the species and to the extent provided by the commissioner in the lease.

[ 1977, c. 661, §5 (NEW) . ]

**2. Prohibition on interference.** It shall be unlawful to interfere with the rights provided in a lease.

[ 1977, c. 661, §5 (NEW) . ]

**2-A. Cultchless American oysters; possession.** Prior to the point of retail sale, a person may not possess a cultchless American oyster grown in the State unless that person:

A. Is a grower licensed under section 6863, an employee of a licensed grower or an agent of a licensed grower; or [1991, c. 876, §1 (NEW) . ]

B. Is in the possession of a bill of sale or a bill of lading that includes the license number of the grower. [1991, c. 876, §1 (NEW) . ]

[ 1991, c. 876, §1 (NEW) . ]

**2-B. Marking.** In the coastal waters of the State, a person may not mark or designate an area as a sea farm, aquaculture lease or other similar designation unless that area is currently leased for aquaculture or is under consideration by the department for a lease through the aquaculture lease application process.

[ 2007, c. 212, §3 (NEW) . ]

**3. Penalty.** Any person who violates subsection 2-A or who knowingly and willfully violates subsection 2 is guilty of a Class D crime, except that, notwithstanding Title 17-A, sections 4-A and 1301, the court shall impose a fine of not less than \$1,000 and restitution may be ordered made to the owner of the lease in an amount set by the court.

[ 1995, c. 157, §1 (AMD) . ]

**SECTION HISTORY**

1977, c. 661, §5 (NEW). 1991, c. 284, (AMD). 1991, c. 876, §1 (AMD).  
1995, c. 157, §1 (AMD). 2007, c. 212, §3 (AMD).

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